

1 MAX S. MENDIOLA, *pro se*  
2 Federal Detention Center  
PO Box 3236  
Hagåtña, Guam 96932

MARY L.M. MORAN  
CLERK OF COURT

**IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF GUAM**

**UNITED STATES OF AMERICA,**

**CR-04-00056**

Plaintiff,

-VS-

MAX S. MENDIOLA,

**MOTION OF INDIGENT DEFENDANT  
FOR APPOINTMENT OF COUNSEL ON  
APPEAL**

Defendant.

I, Max S. Mendiola, declare:

1. I am the Defendant above named and desire the assistance of counsel in perfecting the appeal of my sentence to the 9<sup>th</sup> Circuit Court of Appeals.
2. I represent to the Court that I am without money or means with which to employ an attorney and so I am unable financially to retain counsel for myself.

I declare under penalty of perjury that the foregoing is true and correct. Executed at

18 | Hagåtña, Guam, February 23, 2006.

MAX S. MENDIOLA, *pro se*

## Proof of Service

I certify that on February 23, 2006, I caused a copy of the foregoing Motion of Indigent Defendant for Appointment of Counsel on Appeal to be served upon:

Leonardo M. Rapadas, Esq.  
United States Attorney  
108 Hernan Cortes Avenue, Suite 500  
Hagåtña, Guam 96910  
Telephone (671) 472-7332  
Facsimile (671) 472-7215

Service was accomplished by delivery of a copy of the form by messenger to the above-named person at the above named address. Executed this 23<sup>rd</sup> day of February 2006.

Max S. Mendigal